In the
*Supreme Court of the United States*

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ROBERT L. BROCKWAY, JR.
Petitioner,

v.

YALE UNIVERSITY, ET AL.

Respondents.

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**On Petitioner For a Writ of Certiorari**
**To the United States Court of Appeals**
**For the Second Circuit**

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**APPENDIX**

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**Robert L. Brockway, Jr.**
**28 Boston Terrace**
**Guilford, Connecticut 06437**
**(203) 214-0202**

03-cv-0609
Underhill, J.

United States Court of Appeals
for the
SECOND CIRCUIT

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At the stated Term of the United States Court of Appeals for the Second Circuit, held at the Thurgood Marshall United States Courthouse, Foley Square, in the City of New York, on the 17th day of June two thousand and five,

(official seal)

Present: (UNITED STATES COURT OF APPEALS)
Hon. Reena Raggi, (Filed)
*Circuit Judge* (JUN 17 2005)
Hon. Leonard B. Sand, (Roseann B. MacKechnie,CLERK)
*Circuit Judge* (SECOND CIRCUIT)

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Robert L. Brockway, Jr.,

Plaintiff-Appellant,

v. 05-0216-cv

Yale University, et al,

Defendants-Appellees.

Appellant, pro se, appeals the district court's denial of his motion to "move this matter to the Supreme Court of the United States of America," and moves in this Court "to move this matter to the Supreme Court of the United States of America,""to submit full address for medical records," "for resubmission of motion to submit the complete deposition of one Ezra Griffith, M.D.," and to "resubmit" his application for a writ of certiorari to the Supreme Court. Upon due consideration, it is ORDERED that the appeal is DISMISSED because "it lacks an arguable basis either in law or in fact." *Neitzke v. Williams*, 490 U.S. 319, 325 (1989); see *Pillay v. INS*, 45 F.3d 14, 17 (2d Cir. 1995) ("[T]his court has inherent authority, wholly aside from any statutory warrant, to dismiss an

The Honorable Jose A. Cabranes, originally a member of the panel sitting on June 15, 2005, recused himself from consideration of this case. The remaining members of this panel, who are in agreement, have decided the case pursuant to 2d Cir R. 0.14(b).

The Honorable Leonard B. Sand, Senior Judge of the United States District Court for the Southern District of New York, sitting by designation.

appeal or petition for review as frivolous when the appeal or petition presents no arguably meritorious issue for our consideration."). The pending motions are likewise denied.

FOR THE COURT,
Roseann B. MacKechnie, Clerk

By: /s/Lucille Carr

SD District Version 1.3

**Orders on Motions**
3:03-cv-00609-SRU Brockway v. Yale Univ, et al **CASE CLOSED ON 2/17/2004**

**U.S. District Court**

**District of Connecticut**

Notice of Electronic Filing

The following transaction was received from Sbalbi, B. entered on 12/16/2004 at 9:47 AM EST and filed on 12/16/2004
**Case Name:** Brockway v. Yale Univ, et al
**Case Number:** 3:03-cv-609
**Filer:**
**WARNING CASE CLOSED ON 12/17/2004**
**Document Number: 88**

**Docket Text:**
ELECTRONIC ENDORSEMENT ORDER. THIS IS THE ONLY NOTICE THE COURT WILL ISSUE. ORDER denying [87] Motion to move action to the Supreme Court. The Court has no authority to order the Supreme Court to consider this matter. Signed by Judge Stefan R. Underhill on 2/16/04. (Sbalbi, B.)

The following documents(s) are associated with this transaction:

**3:03-cv-609 Notice will be electronically mailed to:**

Brock Thomas Dubin bdubin@ddnctlaw.com,

Patrick M. Noonan pnoonan@ddnctlaw.com

**3:03-cv-609 Notice will be delivered by other means to:**

Robert L. Brockway
28 Boston Terrace
Guilford, CT 06437

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https://ecf.ctd.circ2.dcn/cgi-bin/Dispatch.pl?830886399783 28

**Orders on Motions**
3:03-cv-00609-SRU Brockway v. Yale Univ, et al **CASE CLOSED on 02/17/2004**

**U.S. District Court**

**District of Connecticut**

Notice of Electronic Filing

The following transaction was received from Sbalbi, B. entered on 11/30/2004 at 2:08 PM EST and filed on 11/30/2004

**Case Name:** Brockway v. Yale Univ, et al
**Case Number:** 3:03-cv-609
**Filer:**
**WARNING: CASE CLOSED on 12/17/2004**
**Document Number:** 84

**Docket Text:**
ELECTRONIC ENDORSEMENT ORDER. THIS IS THE ONLY NOTICE THE COURT WILL ISSUE. ORDER denying as moot [81] Motion to attach copy of summary order as documentation. Signed by Judge Stefan R. Underhill on 11/30/04. (Sbalbi,B.)

The following document(s) are associated with this transaction:

**3:03-cv-609 Notice will be electronically mailed to:**

Brock Thomas Dubin bdubin@ddnctlaw.com,

Patrick M. Noonan pnoonan@ddnctlaw.com

**3:03-cv-609 Notice will be delivered by other means to:**

Robert L. Brockway
28 Boston Terrace
Guilford, CT 06437

SDSD District Version 1.3
https://ecf.ctd.circ2.den/cgi-bin/Dispatch.pl?870850878085 28

**Orders on Motions**
3:03-cv-00609-SRU Brockway v. Yale Univ, et al **CASE CLOSED on 02/17/2004**

**U.S. District Court**

**District of Connecticut**

Notice of Electronic Filing

The following transaction was received from Sbalbi, B. entered on 11/30/2004 at 2:09 PM EST and filed on 11/30/2004

**Case Name:** Brockway v. Yale Univ, et al
**Case Number:** 3:03-cv-609
**Filer:**
**WARNING: CASE CLOSED on 12/17/2004**
**Document Number:**85

**Docket Text:**
ELECTRONIC ENDORSEMENT ORDER. THIS IS THE ONLY NOTICE THE COURT WILL ISSUE. ORDER denying [82] Motion for Hearing. Signed by Judge Stefan R. Underhill on 11/30/04. (Sbalbi,B.)

The following document(s) are associated with this transaction:

**3:03-cv-609 Notice will be electronically mailed to:**

Brock Thomas Dubin bdubin@ddnctlaw.com,

Patrick M. Noonan pnoonan@ddnctlaw.com

**3:03-cv-609 Notice will be delivered by other means to:**

Robert L. Brockway
28 Boston Terrace
Guilford, CT 06437

03cv609Jgm

#54

UNITED STATES DISTRICT COURT

DISTRICT OF CONNECTICUT
2004 FEB 17 P 1:46

ROBERT L. BROCKWAY, JR.

v. 3:03cv609(SRU)

YALE UNIVERSITY, RICHARD C LEVIN, ROBERT A. SOLOMON, ANTHONY T. KRONMAN, CARROLL LEE LUCHT, JEROME N. FRANK LEGAL SERVICE ORGAN(I)ZATION OF YALE LAW SCHOOL, STEPHEN WIZNER

JUDGMENT

This matter came on before the Honorable Stefan R. Underhill, United States District Judge, as a result of the defendants' motion to dismiss.

The Court has reviewed all of the papers filed in conjunction with the motion and oral argument was held on February 12, 2004 granting the defendants' motion to dismiss.

Therefore, it is ORDERED and ADJUDGED that judgment is entered for the defendants and the case is closed.

Dated at Bridgeport, Connecticut, this 17th day of February, 2004.

Kevin F. Rowe, Clerk

By/s/Alice Montz
Deputy Clerk

Entered on Docket 2/20/04

UNITED STATES DISTRICT COURT
DISTRICT OF CONNECTICUT

Motion Calendar

Stefan R. Underhill, U.S.D.J.
915 Lafayette Boulevard
Bridgeport
Courtroom #1, 4th Floor

February 12, 2004

3:00 p.m.

UPON RECEIPT OF THIS CALENDAR, COUNSEL ARE INSTRUCTED TO CONFER WITH OPPOSING COUNSEL AND CONFIRM THAT ALL COUNSEL OF RECORD HAVE NOTICE OF THE ARGUMENT IN THEIR CASE.

COUNSEL SHALL BE PREPARED TO ARGUE WITH PARICULARITY THE MOTIONS AT ISSUE. THE COURT WILL HAVE THOROUGHLY REVIEWED THE PAPERS, SO THAT COUNSEL NEED NOT RESTATE BACKGROUND OR ARGUMENTS SET FORTH IN THE BRIEFS. AFTER HIS QUESTIONS HAVE BEN ANSWERED, JUDGE UNDERHILL MAY RULE ON THE MOTIONS FROM THE BENCH.

**NO FURTHER EXTENSIONS WILL BE GRANTED.**

CASE NO. **3:03cv609** **Brockway v Yale**

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All Pending Motions

Robert L. Brockway, Jr.
28 Boston Terrace
Guilford, CT 06437

Brock Thomas Dubin
Delaney, Zemetis, Donahue, Durham, & Noon(an)
Concept Park
741 Boston Post Rd.
Guilford, CT 06437

Patrick M. Noonan
Delaney, Zemetis, Donahue, Durham and Noon(an)
Concept Park
741 Boston Post Rd.
Guilford, CT 06437

BY ORDER OF THE COURT
KEVIN F. ROWE, CLERK